

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

-- against --

**SIMON PIERS THURLOW,
ROGER LEON FIDLER, ESQ.,
RICHARD ORAVEC,
BRADLEY FIDLER,
BRYCE EMORY BOUCHER,
JOSEPH D. JORDAN,
and WESTERN BANKERS CAPITAL INC.,**

Defendants.

21 Civ. 7700 (VSB)

ECF Case

**NOTICE OF MOTION PURSUANT TO
FEDERAL RULE OF CIVIL PROCEDURE 12(f) TO STRIKE
DEFENDANTS' FOURTH THROUGH TENTH AFFIRMATIVE DEFENSES**

PLEASE TAKE NOTICE that Plaintiff Securities and Exchange Commission, upon the accompanying Memorandum of Law dated October 17, 2024, and upon all the prior proceedings herein, will move this Court before the Honorable Vernon S. Broderick at the Thurgood Marshal United States Courthouse, 40 Foley Square, New York, NY 10007, Courtroom 518, for an order pursuant to Federal Rule of Civil Procedure 12(f) for an order striking Defendants' Fourth through Tenth Affirmative Defenses, together with such additional relief as the Court may deem appropriate and just.

Dated: New York, New York
October 17, 2024

/s/ Abigail Rosen

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